

REGULAR MEETING OF THE BOARD OF COMMISSIONERS
CITY OF FRANKFORT, KENTUCKY

JULY 21, 2003
5:00 P.M. (EST)

PRESENT: Commissioner Lynn Bowers
Commissioner Tracey Turner Thurman
Commissioner Andrew S. Layson
Commissioner Robert Roach
Mayor William I. May, Jr. (5)
ABSENT: None (0)

Following roll call, it was moved by Commissioner Thurman, seconded by Commissioner Layson, that the reading of the minutes of June 16, 2003 Regular Meeting; July 7, 2003 Work Session and July 9, 2003 Special Meeting be dispensed with and approved. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Mayor's Report:

Mayor thanked Parks & Recreation staff for their efforts in July 4 and Riverfest festivities which were well attended.

Ceremonial Items:

Employee Recognition

George McDonald, retiring effective July 31, 2003, was presented plaque and recognized for service as Telecommunicator, Communications.

Charles Thompson was presented collar insignia and recognized for promotion to rank of Lieutenant and Shaun Caldwell was presented collar insignia and recognized for promotion to rank of Sergeant, effective August 1, 2003, Fire Department.

Robert Richardson was presented collar insignia and recognized for promotion to rank of Lieutenant effective August 1, 2003, Police Department.

Officer William Riley was presented award from Kentucky Attorney General's Office by Roberta Meredith for participation in TRIAD Program in Franklin County.

Upon recommendation of City Manager, it was moved by Commissioner Roach, seconded by Commissioner Thurman, that Robert Richardson be promoted from rank of Sergeant to rank of Lieutenant and Kenneth Hopkins be promoted from rank of Patrol Officer to rank of Sergeant effective August 1, 2003, Police Department; retirement of Timothy Johnson as Lieutenant be accepted effective July 31, 2003 and authorize payment of 298 hours accrued vacation leave and 34 hours accrued holiday leave, Fire Department; resignation of Firefighter/EMT Darrell L. Phelps be accepted effective June 23, 2003 and authorize payment of 176 hours accrued vacation leave and 16 hours accrued holiday leave, Fire Department; Charles Thompson be promoted from rank of Sergeant to rank of Lieutenant effective August 1, 2003, Fire Department; Carter Northcutt and Shaun Caldwell be promoted from rank of Firefighter to rank of Sergeant effective August 1, 2003, Fire Department; and offer of employment be extended to Matthew E. Olmstead and Michael W. Fely as Firefighter contingent upon successful completion of physical examination, Fire Department. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Ordinances:

Item 3.1 "AN ORDINANCE REZONING PROPERTY LOCATED AT 1401 LOUISVILLE ROAD, BEING TRACT C OF THE MATTIE SUE TRUE ESTATE PLAT, FROM RL (LOW DENSITY MULTI FAMILY) TO CL (LIMITED COMMERCIAL)" was presented and read. This ordinance had its first reading June 16, 2003. It was moved by Commissioner Bowers, seconded by Commissioner Thurman, that this ordinance be put upon its final adoption. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted. (Ordinance No. 12, 2003 Series)

Item 3.2 "AN ORDINANCE AMENDING ORDINANCE NO. 19, 2001 SERIES, REZONING 39.06 ACRES OF PROPERTY LOCATED AT THE INTERSECTION OF HOLMES STREET AND THE THORNHILL BYPASS FROM "IG" & "IC" TO "PC" was presented and read. This ordinance had its first reading June 16, 2003. It was moved by Commissioner Bowers, seconded by Commissioner Roach, that this ordinance be put upon its final adoption. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted. (Ordinance No. 13, 2003 Series)

Item 3.3 "AN ORDINANCE ACCEPTING DIAGNOSTIC DRIVE, A PORTION OF C. MICHAEL DAVENPORT BOULEVARD, AND A PORTION OF TO BE ANNOUNCED BOULEVARD AS PUBLIC STREETS" was presented and read.

Item 3.4 "AN ORDINANCE AMENDING ORDINANCE NO. 4, 1990 SERIES, AND FRANKFORT MUNICIPAL CODE SECTION 15.04.030 - FEES FOR PERMITS (BUILDING) was presented and read.

Item 3.5 "AN ORDINANCE AMENDING ORDINANCE NO. 5, 1990 SERIES, AND FRANKFORT MUNICIPAL CODE SECTION 15.16.150 - INSPECTION FEES (ELECTRICAL)" was presented and read.

Consent Calendar:

The following miscellaneous items were presented:

- 6.1 Bid award for one Type III Modular Ambulance on 2003 Ford E-450 Chassis to Muster Emergency Vehicles, Inc., the sole bidder, at bid price of \$93,059.00 with funding from Equipment Account 100.41.56550 (Fire Department);
- 6.3 Authorization for filing of grant application with Kentucky Injury Prevention and Research Center for participation in mini-grant program for funding of approximately \$5,000.00 to provide for purchase and installation of smoke detectors (Fire Department);
- 6.4 Authorization for filing of grant application with Department of Juvenile Justice for Title V Continuation Grant Funds on behalf of Thorn Hill Learning Center for up to \$50,000.00 with 50% in-kind match provided by Thorn Hill Learning Center, to provide for continuation of programs for at-risk youth (City Manager's Office);

It was moved by Commissioner Thurman, seconded by Commissioner Layson, that all of the above listed miscellaneous and personnel items be approved. All members being present and no objection having been filed with the City Clerk, the motion was thereupon adopted by general consent.

It was moved by Commissioner Roach, seconded by Commissioner Thurman, that the retirement of George McDonald as Telecommunicator be accepted effective July 31, 2003 and authorize payment of 338 hours accrued vacation leave and 100 hours accrued holiday leave (Communications); Byron Roberts be reclassified from position of Recycling Coordinator to position of Equipment Operator I, Sanitation Division, effective July 22, 2003 (Public Works); retirement of David Gipson as Street Superintendent be accepted effective July 31, 2003 and authorize payment of 303 hours accrued vacation leave (Public Works); and retirement of Hearley C. Crabtree as Electrician be accepted effective July 31, 2003 and authorize payment of 171.76 hours accrued vacation leave (Sewer Department). The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

It was moved by Commissioner Thurman, seconded by Commissioner Layson, that Deron B. Rambo be appointed to the position of Emergency Preparedness Coordinator, Fire Department, effective July 22, 2003. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson and Mayor May (4). Voting against the motion was Commissioner Roach (1). Commissioner Roach noted for the record that his negative vote was for the position, not the individual. The motion was thereupon adopted.

Old Business:

Item 8.1 It was moved by Commissioner Layson, seconded by Commissioner Thurman, that the contract with Quest Engineers for performing sanitary sewer evaluations be renewed for an additional three (3) years, commencing July 1, 2003 and ending September 30, 2006, for a contract increase of \$150,000.00 with

funding from Sewer Account 300.68.56550. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Item 8.2 It was moved by Commissioner Thurman, seconded by Commissioners Bowers, that Change Order #1 for the Leonardwood Drive Extension Project with Randle Davies Construction Company, Inc., be approved, adding the widening of Kings Daughter Drive from Woodgate Road to Cypress Drive, in the amount of \$124,594.25, raising the contract price from \$286,600.29 to \$411,194.54, with funding from Capital Improvement Account 100.90.53295. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Item 8.3 It was moved by Commissioner Roach, seconded by Commissioner Thurman, that the engineering design and construction management contract with Brighton Engineers for the Leonardwood Drive Extension Project be approved, adding the widening of Kings Daughter Drive from Cypress Drive to Woodgate Road and amending construction plans to include curb and gutter along the south side of Kings Daughter Drive, in the amount of \$6,000.00, raising the contract price from \$17,400.00 to \$23,400.00, with funding from Capital Improvement Account. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Item 8.4 It was moved by Commissioner Bowers, seconded by Commissioner Thurman, that authorization be granted to Public Works Department for solicitation of bids for solid waste disposal services and to make application for a permit to operate a recycling center and for the operation of a transfer station from the Kentucky Division of Waste Management. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Item 8.5 It was moved by Commissioner Layson, seconded by Commissioner Thurman, that Change Order #2 for the City Garage Expansion Project with Isaac Tatum Construction, Inc. be approved, adding revisions to electrical circuits, panel layout and breakers, installing floor tile in office area, and deleting door closers and patching of parking lot, decreasing contract by \$2,604.00 from \$546,331.45 to \$543,727.45. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

New Business:

Item 9.1 It was moved by Commissioner Roach, seconded by Commissioner Layson, that contract be awarded to HMB Professional Engineers, Inc. to prepare design documents and associated engineering services for a new parshall flume at the Sewer Department Wastewater Treatment Plant and preparing site drawings for proposed ozone oxygen tank foundation; lump sum contract for parshall flume in amount of \$32,000.00 and ozone oxygen tank foundation contract at hourly rate with contract not to exceed \$15,000.00; with funding from Equipment Account 300.68.56550; HMB having prepared the design for expansion of the wastewater treatment plant in 1997. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Item 9.2 It was moved by Commissioner Thurman, seconded by Commissioner Layson, that Authorization be granted to City Manager's Office for purchase and installation of Centrex Telephone System and switching of long distance service provider and local telephone service provider to Frankfort Plant Board, rescinding Board action of January 10, 2002 in accepting donation of Comdial Telephone System from Frankfort Plant Board, at a not to exceed fee of \$28,500.00, with funding in amount of \$3,500.00 from Sewer Account 200.68.53295 and balance for not to exceed fee of \$25,000.00 from Contingency Account 100.95.53295, anticipated completion date of January, 2004. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson and Mayor May (4). Voting against the motion was Commissioner Roach (1). The motion was thereupon adopted.

Item 9.3 (6.2 on agenda) It was moved by Commissioner Layson, seconded by Commissioner Roach, that contract be awarded to BFI Waste Systems, the low bidder, for the turnkey disposal of dewatered biosolids, for a period of five years at unit cost of \$13.96 per wet ton of biosolids, projected first year cost of \$85,156.00 with contract including annual escalator based upon Consumer Price Index, funding from Sewer Account 300.68.56550. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Roach and Mayor May (4). Voting against the motion was Commissioner Thurman (1). The motion was thereupon adopted.

Citizen Comments:

Anne Gibbs, lack of increase in fees for building permits and electrical inspections since 1990, lack of funds budgeted for solid waste transfer station.

Fred Kidd, dilapidated house on Butler Street, current ordinance regarding code enforcement needs to be reviewed reference time allowed for repairs.

Diana Looney, suggest insert be included in letters of property maintenance violations notifying owner where they can get funding assistance if needed, commercial and business violations need to be checked.

Commissioner Comments:

Commissioner Bowers announced June 21, 2003 dinner being held for volunteers of Habitat for Humanity.

Following no objection, meeting adjourned upon motion by Commissioner Roach.

MAYOR

ATTEST:

CITY CLERK